



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

Board of Supervisors
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June 24, 2009

To: Supervisor Don Knabe, Chairman
Supervisor Gloria Molina
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE

This memorandum contains an update on: 1) today's Senate and Assembly vote on the State Budget, and additional information on Conference Committee actions affecting the County; 2) the State Controller's announcement to issue registered warrants; 3) a pursuit of County position on a budget item relating to juvenile court schools funding; 4) the status of County-advocacy legislation on two bills; and 5) a roster containing the status of all bills with a County-advocacy position.

State Budget Update

Senate and Assembly Vote on the State Budget

The Senate and the Assembly convened today to begin budget deliberations on bills to address the estimated \$24.3 billion deficit. After lengthy debates and caucuses, members voted on SB 62 and AB 180, which contain the majority of the reductions approved by the Conference Committee. AB 180 failed passage by a vote of 22 to 16 in the Senate, and SB 62 failed to pass by a vote of 48 to 29 vote in the Assembly. The two measures were granted reconsideration and both Houses are scheduled to reconvene tomorrow to continue the budget deliberation process.

"To Enrich Lives Through Effective And Caring Service"

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Additional Information on Conference Committee Actions

Based on information recently provided by the Departments of Children and Family Services and Community and Senior Services, this office has determined the impact to the County for the following Conference Committee actions:

- **Adoption Assistance Program (AAP).** As reported on June 12, 2009, the Legislative Analyst's Office (LAO) proposed reforms to change the AAP eligibility definition, grant levels, and to tie benefit levels to need, rather than providing automatic increases based on the age of the child for a State General Fund savings of \$2 million. The Conference Committee approved the LAO recommendation to tie increases in AAP payments based on the need for a State General Fund savings of \$900,000. **The Department of Children and Family Services indicates that this action will result in an estimated annual County savings of \$100,000.**
- **Elimination of Community-Based Services Programs.** As reported on June 18, 2009, the May Revision proposed to eliminate funding for the Community-Based Services Program which provides funding for Alzheimer's Day Care Resource Centers, the Linkages Program, and Respite Purchase of Services. The Conference Committee adopted the Governor's Proposal to eliminate State funding for the Respite Purchase of Services Program, and adopted reductions of \$1.2 million to Alzheimer's Day Care Resource Centers and \$2.5 million to the Linkages Program. **Community and Senior Services indicates that this action will result in estimated annual losses of \$21,000 for Respite Purchase of Services, \$182,000 for Alzheimer's Day Care Resource Centers, \$150,000 for the Linkages Program, and \$26,000 for the administration of these programs for a total estimated annual County loss of \$379,000.**

Attachment I contains the updated County impact of the Governor's May Revision proposals and the Conference Committee actions.

State Controller Announcement

Today, State Controller John Chiang announced that he will be forced to issue registered warrants (also known as IOUs) beginning on July 2, 2009 if the Governor and the Legislature do not act quickly to adopt a budget plan with solutions to address the State's cash shortfall. Attachment II is a copy of his press release.

As reported in the June 11, 2009 Sacramento Update, the State Controller sent a letter to the Governor and the Legislature on May 29, 2009 warning them that the State will have a cash deficit of \$1.02 billion by July 31, 2009 (recent publications indicated July 28, 2009), and he noted that he may not be able to meet its financial obligations, absent prompt action to address the State's cash flow crisis. In that letter, the State Controller also estimated that the cash shortfall would be over \$22 billion by April 2010.

Pursuit of County Position on a Budget Item

Under current law, the funding allocation for juvenile court schools operated by county superintendents is based on a computation of statewide revenues for school districts including the Average Daily Attendance (ADA) of students. This funding model disadvantages allocations for juvenile court schools because attendance is subject to high turnover and fluctuation. Students in juvenile court schools have special needs and miss classes to attend court hearings, court-ordered assessments, or medical appointments. The existing ADA funding model does not take into consideration the special needs of students enrolled in juvenile court schools. Consequently, funding for these schools is insufficient to meet the needs of the students.

As instructed by your Board on April 21, 2009, the Sacramento advocates supported SB 698 (Negrete McLeod) which, as amended on April 2, 2009, would change the allocation formula for juvenile court schools from the existing ADA model to an enrollment-based model. The measure, which is sponsored by the Los Angeles County Office of Education (LACOE), was placed on the Senate Appropriations Suspense File due to costs.

However, as an alternative to SB 698, LACOE is now seeking budget language to transfer \$22 million in Proposition 98 funds to county offices of education for juvenile education. LACOE estimates that the County share would be \$7 million.

The Probation Department supports LACOE's effort to seek additional Proposition 98 funds for juvenile court schools, as long as the current appropriation of Youth Offender Block Grant funds to counties for accepting the transfer of high-risk youth from State juvenile detention facilities is maintained, and this office concurs. Support for this budget item is consistent with Board policy to support additional funding for juvenile court schools and support the maximum allowable funding for these schools in order to ensure that all youths in the juvenile justice system receive the level of educational services to which they are entitled. **Therefore, the Sacramento advocates will support the proposed budget language to transfer \$22 million in additional**

Proposition 98 funds to county offices of education for juvenile education, and ensure maintenance of the Youth Offender Block Grant funds to counties.

Status of County-Advocacy Legislation

County-supported and amend AB 410 (De La Torre) which, as amended on March 23, 2009, would provide that \$5 million from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 shall be made available to the Department of Water Resources for allocation, to specified regions for the preparation of salt and nutrient management plans consistent with the recycled water policy of the State Water Resources Control Board, passed the Senate Natural Resources and Wildlife Committee on June 23, 2009, by a vote of 11 to 0. As indicated in the April 16, 2009 Sacramento Update, the County is requesting a friendly amendment to increase the amount provided for the preparation of salt and nutrient management plans to \$20 million. The bill now proceeds to the Senate Environmental Quality Committee.

County-opposed unless amended SB 696 (Wright) which, as amended on June 17, 2009, would overturn the Superior Court decision in *Natural Resources Defense Council v. South Coast Air Quality Management District* (Super. Ct. Los Angeles County, 2007, No. BS 110792), exempt future South Coast Air Quality Management District (SCAQMD) rule changes from compliance with the California Environmental Quality Act (CEQA), and authorize the SCAQMD to allow profit-making powerplants access to air emission credits previously reserved for government and exempt entities.

These amendments: 1) clarify that separate projects are not exempt from CEQA but the SCAQMD's use of newly created credits are exempt from CEQA; 2) exempt essential public services from paying mitigation fees for emission reduction credits; 3) require eligible power plants to pay mitigation fees for emission reduction credits; and 4) indicate that the California Public Utilities Commission has made a determination that thermal powerplants are needed to increase the supply of electricity during peak demands in Southern California.

However, the bill continues to abrogate the Superior Court decision cited above, exempt from CEQA SCAQMD's rulemaking with respect to rules 1315, 1309.1 and 1304, and allow the private sector, specifically powerplants, access to emission reduction credits that were previously available only to public entities for essential public services. Therefore, the Sacramento advocates will continue to oppose SB 696 unless amended to remove the broad categorical CEQA exemption for the SCAQMD. This measure will be heard on July 6, 2009 in the Senate Environmental Quality Committee. The

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Sacramento advocates and representatives from the Department of Public Works and County Counsel will attend the Committee hearing to advocate against the bill.

Master Bill List

A roster containing the status of all bills with a County-advocacy position is included in Attachment III.

We will continue to keep you advised.

WTF:GK
MR:IGEA:er

Attachments

c: All Department Heads
Legislative Strategist

**ESTIMATED IMPACT TO LOS ANGELES COUNTY
FROM THE FY 2009-10 STATE BUDGET PROPOSALS**

Attachment I

<u>Programs:</u>	<u>Governor's May Revision Proposals</u>	<u>Budget Conference Committee</u>
<u>Health</u>		
Medi-Cal Eligibility for Legal Immigrants	(1,100,000)	0
Elimination of the Healthy Families Program	(1,500,000)	0
<u>Public Health</u>		
HIV/AIDS Treatment and Prevention	(5,890,000)	(5,700,000)
Alcohol and Other Drug Programs/Drug Medi-Cal Program	(3,900,000)	(7,100,000)
Proposition 36 Program/Offender Treatment Program	(27,000,000)	(22,100,000)
Maternal, Child and Adolescent Health Program Reductions	(1,366,000)	? ⁽¹⁾
CalWORKs Substance Abuse Programs Funding Loss	(16,400,000)	0
<u>Mental Health</u>		
Mental Health Managed Care Program	(21,000,000)	(21,000,000)
Mental Health Services Act (Proposition 63) Funds	0 ⁽²⁾	—
Early Periodic Screening, Diagnosis and Treatment Funds	(7,000,000)	0
Elimination of the Healthy Families Program	(10,000,000)	0
CalWORKs Mental Health Services Funding Loss	(24,400,000)	0
Deferral of AB 3632 Program Payments	(12,400,000)	(12,400,000)
<u>Social Services</u>		
Reduced State Participation in IHSS Wages	26,100,000 ⁽⁴⁾	0
IHSS Program - Reduction of Recipient Services	200,000,000 ⁽⁵⁾	10,800,000
CalWORKs Program Reform & Safety Net Proposals	(27,200,000)	0
CalWORKs Program Elimination	(389,800,000) ⁽⁶⁾	0
CalWORKs Single Allocation Funding Loss from Program Elimination	(585,200,000)	0
CalWORKs Single Allocation Projected Reduction	0	(53,300,000) ⁽⁷⁾
CalWORKs Caseload Adjustment	0	131,000
Cash Assistance Program for Immigrants (CAPI) ⁽³⁾	(10,300,000) ⁽⁸⁾	0
Child Welfare Services Administration ⁽³⁾	(14,300,000)	0
Foster Care and Group Home Provider Rate Reductions	13,400,000	12,300,000
Adoptions Assistance Payments	0	100,000
Redirection of Sales Tax Realignment Funds	(234,706,000) ⁽⁹⁾	0
Elimination of Community Based Services Programs	(1,100,000)	(379,000)
Reduction in Transitional Housing Program Plus Funds	0	(314,000)
<u>General Government</u>		
Suspension of SB 90 Mandate Claims	(16,853,000)	(28,577,000) ⁽¹⁰⁾
Subventions for Open Space (Williamson Act)	(36,000)	(36,000)
Reduction of Local Share of Gasoline Taxes - Public Works	(109,000,000) ⁽¹¹⁾	(109,000,000) ⁽¹¹⁾
TOTAL	(\$1,280,951,000)	(\$236,575,000)

Notes:

- (1) There is insufficient information to assess the impact of this Committee action. We are working with the Public Health Department to estimate County impact.
- (2) There is no impact because voters rejected Prop. 1E which would have redirected Mental Health Services Act monies to fund State mental health costs.
- (3) These May Revision proposals affecting social services programs assume an effective date of October 1, 2009.
- (4) Reflects savings from reducing IHSS provider wages in the County to the minimum wage. If the County maintains current wage, NCC would increase by \$40.7 million.
- (5) Proposal would result in net County cost savings because of reduced IHSS recipient services.
- (6) Estimate assumes 50% of CalWORKs recipients apply for and are determined eligible for the County's General Relief Program.
- (7) Estimate is based on a projected growth reduction for the CalWORKs Single Allocation. Funding reduction will affect DPSS ability to provide services.
- (8) Estimate assumes 100% of CAPI recipients apply for and are determined eligible for the County's General Relief Program.
- (9) Reflects redirection of anticipated Sales Tax Realignment revenue savings from the elimination of the CalWORKs and IHSS Programs to fund increased share of County costs for Child Welfare and Foster Care.
- (10) Estimate is based on FY 2007-08 SB 90 Mandate Claim amounts excluding law enforcement, Open Meeting Act, and election reimbursement claims.
- (11) Loss of local share of gasoline taxes would result in a loss of an additional \$82 million in FY 2010-11.

This table represents the estimated loss/gain of State funds based upon the May Revision proposals, and Conference Committee actions. It does not reflect the actual impact on the County or a department which may assume a different level of State funding or be able to offset lost revenue.



Controller John Chiang
California State Controller's Office

300 Capitol Mall
Sacramento, CA 95814
916.445.2636
www.controller.ca.gov

PR09:021

For Immediate Release:
6/24/2009

Contact: HALLYE JORDAN
916-445-2636

State Forced to Issue "IOUs" Without Immediate Budget Fix

SACRAMENTO – Today State Controller John Chiang announced that he will be forced to issue registered warrants – also known as IOUs – beginning July 2 if immediate budget and cash solutions are not quickly adopted by the Governor and Legislature.

"Next Wednesday we start a fiscal year with a massively unbalanced spending plan and a cash shortfall not seen since the Great Depression," Chiang said. "The State's \$2.8 billion cash shortage in July grows to \$6.5 billion in September, and after that we see a double-digit freefall. Unfortunately, the State's inability to balance its checkbook will now mean short-changing taxpayers, local governments and small businesses."

The Controller was forced to delay payments for 30 days in February to manage a smaller cash crisis. But the magnitude of this shortfall – which is nearly five times larger – cannot be temporarily covered by payment delays. The option to pursue short-term, high-cost loans from Wall Street to cover the cash shortfall was taken off the table by Governor Schwarzenegger earlier this month.

The State Controller met with the Governor and Legislative leaders this week to warn them of the consequences of further budget delays. In addition to the burden on those who receive the notes, resorting to IOUs sends a signal that California has exhausted all other options to manage its cash flow.

Payment categories protected by the State Constitution, federal law and court decisions will receive regular payments in July. All other general fund payments will be paid with IOUs. These include payments to local governments for social services, private contractors, state vendors, income and corporate tax refunds, and payments for State operations including legislative per diem.

The warrants will carry an interest rate set by the Pooled Money Investment Board. The Controller has requested an emergency meeting of the Board on July 2 to set the rate. Any rate adoption will become effective immediately. The warrants will have a maturity date of October 1, 2009.

If IOUs are issued next month, the State Controller will launch a customer call-center to answer questions. The Controller's Web site, www.sco.ca.gov, will be updated regularly with the latest information on the State's cash position and related developments. The Controller's Web site also has several new Web pages with information about registered warrants.

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**COUNTY OF LOS ANGELES - CHIEF EXECUTIVE OFFICE
STATUS OF BILLS OF INTEREST TO THE COUNTY
2009-10 LEGISLATIVE SESSION**

These are bills we are pursuing in Sacramento pursuant to Board actions or as reported in bill policy memoranda.

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
AB 12	Beall, Bass	Support in concept (Board Action: 3/17/09)	Would allow California to implement the State option to use Federal Title IV-E funds to extend foster care and Kin-GAP services to youth up to 21 years of age as provided under H.R. 6893, the Federal Fostering Connections to Success and Increasing Adoptions Act of 2008.	Assembly Appropriations Suspense File
AB 23	Jones	No Position (State Update: 3/31/09)	NOW: Was amended on March 19, 2009, to delete the Medi-Cal provisions. The bill now proposes to require health plans, employers, and insurers to notify beneficiaries that H.R. 1, the American Recovery and Reinvestment Act, enhanced the Consolidated Omnibus Budget Reconciliation Act (COBRA) to provide Federal funds to pay 65 percent of the COBRA premium for eligible persons enrolled in a group health insurance plan who lose their job between September 1, 2008 and December 31, 2009. Under current law, COBRA-eligible employees must pay the full amount of the premium to retain enrollment in a health care plan offered by a former employer.	Chapter 3 of 2009
		Support (State Update: 3/6/09)	PREVIOUSLY: Would have repealed current State law, which requires semi-annual reporting to maintain Medi-Cal eligibility for children and reinstitute 12-month continuous Medi-Cal eligibility for children under 19 years of age. This change is necessary to ensure that the State qualifies to receive the temporary increase in the Federal Medical Assistance Percentage (FMAP) pursuant to the recently enacted H.R. 1, the American Recovery and Reinvestment Act. AB 23, SBX3 26, and SB 337 have been introduced as potential vehicles to repeal the semi-annual reporting requirement in order for the State to be eligible to receive additional FMAP funding.	
AB 87	Davis	County-sponsored	Would prohibit a store from providing a single-use carryout bag, including a green carryout bag, to a customer unless the store charges a fee not less than \$0.25 at the point of sale and exempts certain customers from paying the fee. Would also establish the Bag Pollution Fund in the State Treasury and requires the manufacturer of a single-use carryout bag to develop educational materials to encourage reducing, reusing, and recycling of single-use bags.	Assembly Appropriations Suspense File

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
AB 128	Coto	Opposed (State Update: 2/20/09)	Would extend the period after termination of employment that a retired public safety officer could file a workers' compensation claim for cancer and be entitled to a legal presumption that the cancer is job related. The presumption, which is currently three months for each year of service, would be extended to one year for each year of service. Existing law caps the presumption period at five years; AB 128 would remove this cap.	Assembly Appropriations
AB 139	Brownley	County-sponsored	Would authorize the Los Angeles County Flood Control District to implement storm water fees upon voter approval, consistent with the requirements of Proposition 218 of 2006, to fund clean water programs.	Assembly Local Government
AB 215	Feuer, Smyth	Support (Board Action: 2/17/09)	Would require a long-term health care facility to post the overall facility rating information determined by the Federal Centers for Medicare and Medicaid Services, including the number of stars assigned to the facility out of a possible five stars. The overall Five Star Quality Rating is comprised of scores for health inspections, staffing, and how well the facility is caring for the physical and clinical needs of residents. The information would be required to be posted in an area accessible and visible to members of the public; the employee break room; and in common areas used by residents for dining, resident council meetings, or other activities.	Senate Appropriations
AB 221	Portatino	Support (State Update: 5/11/09)	Would permit an HIV counselor to perform skin punctures for the purpose of drawing blood for HIV testing, when authorized by a licensed physician, if the counselor: 1) works under the direction of a licensed physician; and 2) has been trained in accordance with the requirements established by SDPH by a licensed physician, clinical laboratory scientist, or bioanalyst. AB 221 would exempt an HIV counselor from the requirement that an unlicensed person performing skin punctures must be a certified Limited Phlebotomy Technician (LPT)	Senate Health
AB 286	Salas, Jones	Support (State Update: 4/21/09)	Would extend until 2018 the authority for counties to impose an additional \$1.00 vehicle registration fee to be used for anti-vehicle theft programs. It also would add additional reporting requirements for those counties that adopt a resolution to impose the fee. Counties would be required to provide details of expenditures, including salaries and expenses, purchase of equipment and supplies, and any other expenditures to support the program.	Senate Desk

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
AB 311	Ma	Support (State Update: 4/30/09)	Would extend the current assessment methodology for the valuation of certificated aircraft for property tax purposes from December 31, 2010 to December 31, 2015. The current methodology was established by AB 964 of 2005 (Chapter 699). AB 964 codified an agreement between county assessors and the airline industry on the valuation of certificated aircraft. It established the Centralized Fleet Calculation Program, which ensured a uniform Statewide assessment of certificated aircraft by designating a lead county to calculate an airline's fleet value based on an agreed upon methodology.	Senate Revenue and Taxation
AB 383	Lieu	Support (State Update: 4/7/09)	Would extend the statute of limitations for the testing of biological evidence in sex crime cases from two years to five years from the date of the offense.	Senate Public Safety
AB 410	De La Torre	Support and amend to appropriate a minimum of \$20 million Statewide for the preparation of the salt and nutrient management plans. (State Update: 4/16/09)	Would: 1) allocate \$5 million of the \$100 million available for multi-regional water needs from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 to the State Department of Water Resources (DWR) for the preparation of salt and nutrient management plans consistent with the recycled water policy of the State Water Resources Control Board; 2) set a Statewide goal to recycle a total of 1.3 million acre-feet of water annually by the year 2020, and 2 million acre-feet of water per year by 2030; and 3) require DWR to assess progress toward meeting the recycled water goal every five years based on information provided in urban water management plans.	Senate Natural Resources
AB 421	Beall	Support (State Update: 4/7/09)	Would make California law consistent with Federal law to allow counties to place children served by the AB 3632 Program in out-of-state group homes that are operated as for-profit entities and receive payment for these placements.	Assembly Appropriations
AB 521	De La Torre	Support (State Update: 5/13/09)	Would authorize a public utility to lease real property, acquired to obtain a utility right-of-way, to a governmental entity to maintain a public park, with the public utility retaining a right-of-way easement.	Senate Energy, Utilities and Communications
AB 613	Beall	Support (State Update: 4/23/09)	Would improve and streamline the Treatment Authorization Request process, which refers to the approval by a State Department of Health Care Services consultant required prior to the rendering of Medi-Cal Program services; based on a determination of medical necessity and Medi-Cal Program coverage.	Assembly Appropriations Suspense File

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
AB 664	Skinner	Oppose (State Update: 4/16/09)	Would expand the presumption of job-related injury to cover all hospital employees for blood-borne infectious disease, Methicillin-Resistant Staphylococcus Aureus and all neck and back injuries. This presumption would exist if the impairment develops or manifests itself during the period of employment with the hospital.	Assembly Appropriations
AB 682	B. Lowenthal	Support (State Update: 4/16/09)	Would instruct the State Department of Health Care Services to dedicate an unspecified number of State staff to evaluate State and County implementation of In-Home Supportive Services Program quality assurance and fraud mitigation requirements in existing law, as well as to assess the extent and nature of the fraud currently detected.	Senate Human Services
AB 719	B. Lowenthal	Support (State Update: 4/1/09)	Would require the California Department of Social Services to create the Transitional Food Stamps for Foster Youth Program by July 1, 2010. Under AB 719, foster youth who are not eligible for CalWORKs or Supplemental Security Income would be automatically eligible to a 12-month Transitional Food Stamp benefits when they leave foster care. These youth would be exempt from any quarterly or semi-annual reporting requirements and from the fingerprint requirement during the 12-month Transitional Food Stamp certification period. The Department of Public Social Services would be responsible for administering the program.	Senate Human Services
AB 853	Arambula	Oppose (State Update: 5/21/09)	Would eliminate local control over the annexation process for unincorporated fringe or island communities by requiring a board of supervisors to petition the Local Agency Formation Commission (LAFCO) to approve the annexation of a fringe or island community to a city, and require LAFCO to approve the annexation if certain requirements are met.	Senate Local Government
AB 923	Swanson	Support (State Update: 5/21/09)	Would add Board of Equalization members, zoo veterinarians, employees of certain animal control shelters, and local government code enforcement officers to the list of peace officers and other public officials who may request the Department of Motor Vehicles to provide enhanced confidentiality to their home addresses. The bill defines a code enforcement officer as a local official responsible for enforcing housing codes and maintaining public safety in buildings, and a public health officer as one with the authority to arrest persons for violation of a statute or ordinance.	Assembly Appropriations

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
AB 1048	Torricon	Oppose (State Update: 4/10/09)	Would: 1) raise the age at which a minor child can be surrendered from 72 hours or younger, to 30 days; 2) allow a local fire agency to designate safe surrender sites with the approval of the local governing body of the agency; 3) specify that persons at a safe surrender site have no liability prior to taking physical custody of a child; 4) require the California Department of Social Services to convene a workgroup to develop and disseminate regulations to clarify rules with respect to a mother who gives up her baby in a hospital, the definition of a safely surrendered baby, and parental information provided to, and received by counties; and 5) fund activities required by AB 1048 using State Children's Trust Fund and California Children and Families Proposition 10 Commission Funds.	Senate Judiciary
AB 1058	Beall	Support (State Update: 6/5/09)	Would exempt motor vehicles from the CalWORKs eligibility asset test, eliminate the asset limits for CalWORKs recipients, and allow CalWORKs applicants to retain savings of up to \$2,000 with annual adjustments based on changes in the California Needs Index. Current law restricts the amount of liquid assets for CalWORKs applicants and recipients to \$2,000 and limits the exempt value of a vehicle a CalWORKs family may own to no more than \$4,650.	Senate Human Services
AB 1139	J. Pérez	Oppose (State Update: 4/24/09)	Would make various changes to existing law regarding the State Enterprise Zone Program, including: 1) eliminating retroactive tax credit vouchering; 2) canceling the use of the Targeted Employment Area and Targeted Tax Area residency as an employee eligibility criteria; 3) requiring the eligible employee to work a minimum of 35 hours per week and be provided with at least 80 percent of specified health care coverage by the employer; and 4) adding annual reporting requirements for Enterprise Zone businesses.	Assembly Jobs, Economic Development and the Economy
AB 1141	Calderon	Oppose (State Update: 3/31/09)	Would make various changes to existing law regarding single-use carryout bags, including: 1) extending the sunset date, which prohibits local governments from imposing a fee on paper and plastic carryout bags from 2013 to 2017; 2) prohibiting local governments from banning or restricting plastic and paper carryout bags; 3) redefining reusable bags to include lighter weight plastic carryout bags; and 4) requiring plastic bag manufacturers to pay a single-use bag extended producer responsibility fee, in an undetermined amount, for each single-use carryout bag it sells to a store.	Assembly Natural Resources

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
AB 1187	Huffman, Caballero	Support and amend to make more funds available for project implementation and construction and increase the funding available to the Los Angeles County region. (State Update: 4/10/09)	Would enact the Safe, Clean, Reliable Drinking Water Supply Act of 2010, which would authorize the issuance of bonds in the amount of \$10.035 billion, subject to voter approval, to finance specified water supply reliability and water source protection programs, and require the establishment and imposition of a fee on water users.	Assembly Water, Parks and Wildlife
AB 1409	J. Pérez	Oppose unless amended to delete the definitions of day labor and force account and allow the County flexibility in procuring labor. (State Update: 6/12/09) Oppose (State Update: 4/30/09)	NOW: Still does the same but was amended to define day labor as non-permanent, part-time, or temporary employees who are not represented by a collective bargaining unit and "force account" as full-time or permanent county employees, or part-time or temporary employees who are represented by a collective bargaining unit. PREVIOUSLY: Would have revised the provision in existing law, which authorizes work on county highways to be done by purchasing the material and having the work done by force account (county employees) or by day labor, to require a county to solicit bids for the project. If a board of supervisors passes a resolution with a finding that either no bids were received or all of the bids exceeded the cost of having the work performed by force account or day labor, then a county may use its employees or day labor.	Senate Desk
AB 1445	Chesbro	Support (State Update: 5/13/09)	Would authorize Medi-Cal reimbursement for a maximum of two visits for one patient on the same day. It would ensure payment for individuals who visit a Federally Qualified Health Center (FQHC) or a Rural Health Clinic (RHC), and are referred for an appointment with a clinical psychologist, licensed clinical social worker, dentist or dental hygienist. FQHCs and RHCs are providers in medically underserved areas entitled to receive enhanced reimbursements under Federal Medicaid and Medicare statutes.	Senate Desk
AJR 9	J. Pérez	Support (State Update: 3/16/09)	Would urge the Congress and President of the United States to enact legislation that would provide for a three-year extension of the Ryan White HIV/AIDS Treatment Modernization Act of 2006, from its current sunset on September 30, 2009 to September 30, 2012.	Assembly Floor

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
SB 16	A. Lowenthal	Support (State Update: 5/13/09)	Would: 1) make the State's Low-Income Housing Tax Credit (LIHTC) refundable for low-income housing projects that have received a preliminary allocation of LIHTC on or after July 1, 2008 and before January 1, 2011; and 2) extend the allocation of tax credits to partners regardless of their percentage interest in a project which received a preliminary allocation of LIHTC during calendar year 2008.	Senate Appropriations
SB 23	Padilla	Support (Board Action: 3/24/09)	Would require the operator of a mobile home park or manufactured housing community to develop and implement an emergency and fire safety plan, and provide appropriate emergency services training for park or community managers and on-site staff. The bill also would require the plan to be posted in manner accessible to all residents and to distribute copies to each resident upon approval of tenancy and annually thereafter.	Assembly Housing and Community Development
SB 29	Denham	Oppose (State Update: 2/27/09)	Would: 1) require the California Science Center to sell the parcel of land that the Los Angeles Memorial Coliseum and the Los Angeles Memorial Sports Arena (Sports Arena) occupy, and the State's share of the Sports Arena structure; 2) rescind the agreement that established the Los Angeles Memorial Coliseum Commission; and 3) upon the completion of the sale, terminate the Joint Powers Authority among the County, City of Los Angeles, and the California Science Center.	Senate Governmental Organization
SB 93	Kehoe	No Position (State Update: 5/21/09)	NOW: requires that a CRA determine that for proposed activity within a project area, the public facility or land acquisition is of benefit to the project area and that it will help to eliminate blight. For projects outside a project area, the CRA must find the land or public facilities are of primary benefit to the project area, help to eliminate blight, or directly assist in the provision of housing for low or moderate-income housing. Because SB 93 would no longer strengthen the blight findings requirement to prevent development abuse, support was removed and no position is taken.	Assembly Desk
		Support (State Update: 3/16/09)	PREVIOUSLY: Would have required that before a redevelopment agency can pay for public works either inside or outside a project area, the agency's legislative body must make new findings of blight in a project area to spend money on a public facility inside the project area and certify that the public facility would remove blight. SB 93 would strengthen the provisions of current redevelopment law by adding further restrictions to the manner in which a redevelopment agency can spend diverted taxes.	

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
SB 113	Senate Local Gov Omnibus	One County-sponsored provision included (State Updates: 4/10/09 and 6/11/09)	SB 113 is the Senate Local Government Omnibus bill, which contains three provision supported by the County: 1) a provision to authorize a County Board of Supervisors to form a School Facilities Improvement District in an individual school district; 2) revisions to the Public Contract Code to align the requirements for County Waterworks Districts to contract for non-construction related work with the contracting requirements for County government to perform similar work; and 3) revisions to the Water Code, which would allow County Waterworks Districts to advance water reliability projects and water system facility construction.	Assembly Local Government
SB 114	Liu	Support (State Update: 3/27/09)	Would create a simplified process to allow former foster youth to maintain Medi-Cal eligibility until age 21.	Senate Appropriations
SB 152	Cox	Support (State Update: 4/30/09)	Would require the State Department of Mental Health (SDMH) to send a reimbursement claim to the State Controller's Office within 90 days after the receipt of a reimbursement claim from any fee-for-service county contractor for mental health services provided to Medi-Cal beneficiaries. The 90-day timeframe would not apply to claims in the SDMH's dispute resolution process or to claims that have been returned for additional information or necessary changes.	Assembly Health
SB 179	Runner	County-sponsored	NOW: Was amended to delete language which would allow the Termination of Parental Rights order to automatically take effect 180 days after the order. PREVIOUSLY: Would streamline the appeals process for Termination of Parental Rights and promote the placement of children in adoptive homes by: 1) reducing the time period for a birth parent to file an appeal from 60 days to 30 days when the Juvenile Court orders the Termination of Parental Rights; 2) modifying the current process of serving the Termination of Parental Rights to birth parents by allowing the notice of termination and appeal rights documents to be served directly to the birth parents if they are present in court when the order is made; and 3) allowing the Termination of Parental Rights order to automatically take effect 180 days after the order is issued.	Assembly Judiciary
SB 282	Wright	Oppose unless amended to remove the five-year limitation on criminal gang injunctions (Board Action: 5/12/09)	Would authorize a gang nuisance injunction issued under the Penal or Civil Code to be in effect for no longer than five years	Assembly Public Safety

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
SB 301	Florez	Support and amend to make more funds available for project implementation and construction and increase the funding available to the Los Angeles County region. (State Update: 4/10/09)	Would enact the Water Supply Reliability and Ecosystem Recovery Restoration Act of 2009, which would authorize the issuance of bonds in the amount of \$15 billion, subject to voter approval, to finance specified water supply reliability and ecosystem recovery and restoration programs.	Senate Natural Resources and Water
SB 337	Alquist	No Position (State Update: 4/24/09)	NOW: Was amended on April 22, 2009 to delete the Medi-Cal provisions. The bill now relates to the reporting requirements by a clinic, health facility, home health agency, or licensed hospice provider when law enforcement is investigating unlawful access to medical records.	Assembly Health
		Support (State Update: 3/6/09)	PREVIOUSLY: Would have repealed current State law which requires semi-annual reporting to maintain Medi-Cal eligibility for children and reinstitute 12-month continuous Medi-Cal eligibility for children under 19 years of age. This change is necessary to ensure that the State qualifies to receive the temporary increase in the Federal Medical Assistance Percentage (FMAP) pursuant to the recently enacted H.R. 1, the American Recovery and Reinvestment Act. AB 23, SBX3 26, and SB 337 have been introduced as potential vehicles to repeal the semi-annual reporting requirement in order for the State to be eligible to receive additional FMAP funding.	
SB 371	Cogdill	Support and amend to make more funds available for project implementation and construction and increase the funding available to the Los Angeles County region. (State Update: 4/10/09)	Would enact the Safe, Clean, Reliable Drinking Water Supply Act of 2009, which would authorize the issuance of bonds in the amount of \$9.98 billion, subject to voter approval, to finance specified water reliability and water source protection programs.	Senate Natural Resources and Water
SB 456	Wolk	Support and amend to make more funds available for project implementation and construction and increase the funding available to the Los Angeles County region. (State Update: 4/10/09)	Would enact the Safe, Clean, Reliable Drinking Water Supply Act of 2010, which would authorize the issuance of bonds in the amount of \$9.805 billion, subject to voter approval, to finance specified water supply reliability and water source protection programs.	Senate Natural Resources and Water

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
SB 531	DeSaulnier	No Position (State Update: 4/24/09)	NOW: Was amended on April 16, 2009 to delete existing objectionable provisions of the bill and instead provide guidance to plastic bag manufacturers on the development of educational materials for plastic carryout bags.	Assembly Desk
		Oppose (State Update: 3/31/09)	PREVIOUSLY: Would have made various changes to existing law regarding single-use carryout bags, including: 1) extending the sunset date, which prohibits local governments from imposing a fee on paper and plastic carryout bags from 2013 to 2018; 2) prohibiting local governments from banning or restricting plastic and paper carryout bags; 3) requiring plastic bag manufacturers to pay the State one-tenth of one cent (\$0.001) for each plastic carryout bag supplied to large supermarkets with a minimum annual gross of \$2 million and retail stores with a minimum of 10,000 square feet with a pharmacy; and 4) requiring the fees collected to be used for litter abatement activities.	
SB 600	Padilla	Support (Board Action: 6/16/09)	Would impose an additional tax on cigarettes of \$1.50 per pack, and an equivalent tax on other tobacco products. It would provide that 85 percent of the revenues from the tax be transferred into a newly created Tobacco Tax General Fund Account and 15 percent be transferred to the Tobacco Control and Lung Cancer Research Account to fund the tobacco control provisions of the bill. SB 600 also would require the State Board of Equalization (BOE) to adjust the tax rate to reflect any changes in the California Consumer Price Index.	Senate Revenue and Taxation
SB 696	Wright	Oppose unless amended to remove the broad and categorical California Environmental Quality Act exemption for the Southern California Air Quality Management District. (Board Action: 4/21/09)	Would overturn the superior court decision in <i>Natural Resources Defense Council v. South Coast Air Quality Management District</i> (Super. Ct. Los Angeles County, 2007, No. BS 110792), exempt future South Coast Air Quality Management District (SCAQMD) rule changes from compliance with the California Environmental Quality Act, and authorize the SCAQMD to allow profit-making power plants access to air emission credits previously reserved for government and exempt entities.	Senate Environmental Quality
SB 698	Negrete McLeod	Support (Board Action: 4/21/09)	Would change the allocation formula for juvenile court schools from the Average Daily Attendance to an enrollment-based model. Under the proposed daily enrollment model, the funding allocation would be based on a daily count of wards of the court in placement at a facility with a juvenile court school.	Senate Appropriations

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
SB 712	Padilla	Support (State Update: 5/22/09)	Would designate the California Health and Human Services Agency (CHHSA) as the lead agency responsible for overseeing a Statewide 211 service network. Designation of a lead agency would make California eligible to receive Federal funding to help develop the 211 system Statewide under pending Federal legislation. SB 712 also authorizes CHHSA to delegate the lead agency function to another entity, which may be non-governmental.	Senate Appropriations
SB 735	Steinberg	Support and amend to make more funds available for project implementation and construction and increase the funding available to the Los Angeles County region. (State Update: 4/10/09)	Would enact the Safe, Clean, and Reliable Drinking Water Supply Act of 2010, which would authorize the issuance of bonds in the amount of \$9.785 billion, subject to voter approval, to finance a water supply reliability and water source protection program and authorize the Department of Water Resources to impose fees on water users.	Senate Natural Resources and Water
SB 773	Florez, Steinberg	Oppose (State Update: 5/13/09)	Would increase the permanent partial disability benefits for workers injured on or after January 1, 2010, by revising the formula for computing payments for those permanently injured.	Senate Appropriations
SB 797	Pavley	Support (Board Action: 4/21/09)	Would prohibit the commercial manufacture, sale, or distribution of any bottle or cup, or any liquid, food, or beverage in a can or jar, containing Bisphenol-A at a level above 0.1 parts per billion, of the product is intended primarily for children three years of age or younger.	Assembly Environmental Safety and Toxic Materials and Health
SB 815	Cogdill	Support (Board Action: 5/12/09)	Would establish the California National Guard Education Assistance Program, for qualifying members who have served for at least two years.	Assembly Desk
SB 816	Ducheny	Support (State Update: 4/16/09)	Would: 1) expand the list of State and local agencies to which an assessor is required to disclose information to include a county recorder when an investigation is being conducted to determine whether a documentary transfer tax is due; 2) allow a county board of supervisors to include an administrative appeals process for resolution of disputes related to the documentary transfer tax in an ordinance imposing such a tax; 3) require corporations or other legal entities to file a change in ownership statement within 45 days from the earlier of the date of the change in ownership or the date of a written request by the State Board of Equalization, or be faced with a penalty; and 4) eliminate the State Board of Equalization's existing authority to waive penalties.	Assembly Revenue and Taxation

<u>BILL</u>	<u>AUTHOR</u>	<u>POSITION</u>	<u>SUBJECT</u>	<u>STATUS</u>
SBX3 24	Alquist	Support (State Update: 3/18/09)	Would suspend existing State law which requires semi-annual reporting to maintain Medi-Cal eligibility for children under 19 years of age and temporarily reinstate 12-month continuous eligibility. This change is necessary to ensure that the State receives funding from the temporary increase in the Federal Medical Assistance Percentage (FMAP) pursuant to the recently enacted H.R. 1, the American Recovery and Reinvestment Act. The FMAP increase is available until December 31, 2010. The suspension of the semi-annual reporting requirement would remain in effect until the Director of the California Department of Health Care Services declares that increased FMAP funds are no longer available. Upon the declaration, semi-annual reporting would resume until July 1, 2012, and the current sunset date to repeal this requirement would be extended from January 1, 2012 to January 1, 2013, unless a later statute is enacted to delete or extend that date.	Chapter 24 of 2009
SBX3 26	Alquist	No Position (State Update: 5/11/09)	NOW: Was amended on April 16, 2009 to delete the Medi-Cal provisions.	Senate Rules
		Support (State Update: 3/6/09)	PREVIOUSLY: Would have repealed State law which requires semi-annual reporting to maintain Medi-Cal eligibility for children and reinstitute 12-month continuous Medi-Cal eligibility for children under 19 years of age. This change is necessary to ensure that the State qualifies to receive the temporary increase in the Federal Medical Assistance Percentage (FMAP) pursuant to the recently enacted H.R. 1, the American Recovery and Reinvestment Act. AB 23, SBX3 26, and SB 337 have been introduced as potential vehicles to repeal the semi-annual reporting requirement in order for the State to be eligible to receive additional FMAP funding.	